

**MINUTES**  
**EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING**

**Tuesday, October 25, 2016**

**City Council Chamber**

**4:00 p.m.**

**PLEDGE OF ALLEGIANCE AND ROLL CALL**

Council President Kincaid called the meeting to order. The following members were present: Council Members Kate Beaton, Catherine Emmanuelle, Kerry Kincaid, David Klinkhammer, Eric Larsen, Kathy Mitchell, David Strobel, Bob Von Haden, Andrew Werthmann, and Michael Xiong. Absent: Council Member Tim Tewalt.

**CONSENT AGENDA**

The Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday, October 25, 2016:

- Approving Minutes of Regular Meeting of October 11, 2016.
- Granting new bartender licenses.
- Granting a Temporary Class B Fermented Malt Beverage license to Sacred Heart of Jesus - St. Patrick Parish, Rev. George Thayilkuzhithottu, president, on November 6, 2016, in the basement tunnel room, 418 N. Dewey Street for a Sacred Heart/St. Patrick's Holiday Bazaar.
- Granting a Change of Agent for a Reserve Combination "Class B" Intoxicating Liquor & Fermented Malt Beverage license of Blazin Wings, Inc., d/b/a Buffalo Wild Wings #94, 4612 Keystone Crossing, from Suzanne M. Chopper to Mathew J. Cooney.
- Certifying the Semi-Annual Report for EDA-funded Revolving Loan Fund Grants.
- Authorizing the Fire Department to apply for Department of Homeland Security grant monies to purchase defibrillators.
- Introduction of amendments to the City Schedule of Fees and Licenses to be effective January 1, 2017.

Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Strobel "to adopt the consent resolution". Said motion passed by unanimous vote.

**LICENSING**

The City Council considered a resolution granting a Temporary Class "B" Fermented Malt Beverage and a Temporary "Class B" Wine license to Children's Museum of Eau Claire, Inc., Jim Lahti, president, 220 S. Barstow Street, for an After Dark Nostalgic for the 90's event on November 4, 2016. Thereupon a motion was offered by Council Member Beaton and seconded by Council Member Werthmann "to adopt the resolution". Said motion passed by unanimous vote.

**SPECIAL EVENT**

The City Council considered a resolution authorizing Race Day Events LLC to conduct the Run Santa Run 5K on Sunday, December 4, 2016 in Carson Park and along city trails and streets. Thereupon a motion was offered by Council Member Xiong and seconded by Council Member Larsen "to adopt the resolution". Said motion passed by unanimous vote.

## **GRANTS AND BUDGET AMENDMENTS**

The City Council considered a resolution accepting and appropriating a 2016 Bulletproof Vest Partnership Grant in the amount of \$1,410 from the Bureau of Justice Assistance. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by unanimous vote.

The Council considered a resolution authorizing the Fire Department to accept Wisconsin Department of Natural Resources (DNR) grant monies in the amount of \$3,943 to purchase wild land firefighter equipment. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Von Haden “to adopt the resolution”. Said motion passed by unanimous vote.

The Council considered a resolution authorizing Third Quarter appropriation adjustments for the 2016 Adopted Operating Budget and the 2016 Adopted Capital Budget. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Beaton “to adopt the resolution”. Said motion passed by unanimous vote.

## **NATIONAL WATER TRAIL**

The City Council considered a resolution supporting an application to the National Park Service for designating the segment of the Chippewa River within the City of Eau Claire as a National Water Trail. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Xiong “to adopt the resolution”. Said motion passed by unanimous vote.

## **EASEMENT**

The Council considered a resolution granting an easement to Wisconsin Independent Network (WIN) across city-owned property on the west side of Dewey Street, south of Galloway Street, for fiber optic cable. Thereupon a motion was offered by Council Member Larsen and seconded by Council Member Mitchell “to adopt the resolution”. Said motion passed by unanimous vote.

## **CREEK RIDGE DEVELOPMENT**

The City Council considered a resolution approving the final plat for Creek Ridge Development located off the west end of Creek Ridge Drive as shown on Planning File P-5-16. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Klinkhammer “to adopt the resolution”. Said motion passed by unanimous vote.

The Council considered a resolution authorizing the City Manager to enter into a development agreement with Kent Homes, Inc. for street and utility improvements within Creek Ridge Development. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Strobel “to adopt the resolution”. Said motion passed by unanimous vote.

## **HEALTH INSURANCE**

The Council considered a resolution extending the current health insurance plan with Group Health Cooperative for 18-months, through December 2018. Thereupon a motion was offered by Council Member Beaton and seconded by Council Member Werthmann “to adopt the resolution”. Said motion passed by unanimous vote.

## **ANNEXATION**

The City Council considered an ordinance in accordance with Section 66.0217 of the Wisconsin Statutes, annexing to the City of Eau Claire and particularly to the 6th Assessment Ward, 4th Aldermanic District, that part of Lot 4, Block 9 of O’Driscoll’s Addition all located in the NW ¼ - NE ¼ of Section 24-27-10, Town of Union, Eau Claire County, as shown on Planning Drawing No. 16-3A (Strehlau Petition, 816 Fairmont Avenue). Thereupon a motion was offered by Council Member Xiong and seconded by Council Member Larsen “to adopt the ordinance”. Said motion passed by unanimous vote.

## **WATER SUPPLY**

The Council considered an ordinance creating Chapter 14.10 of the Code of Ordinances of the City of Eau Claire entitled "Wellhead Protection." Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Emmanuelle “to adopt the ordinance”. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Beaton “to amend the ordinance as follows:

In Section 14.10.090 Conditional uses, Line B.4, remove the words ‘filling and service stations’

In Section 14.10.080, Prohibited uses, add Line A.22, Filling and oil service stations.” Council discussed the amendment. After extended discussion, the motion to amend was withdrawn by the mover and seconder. The Council then voted on the original motion to adopt the ordinance. Said ordinance was adopted by following vote: Aye: Council Members Beaton, Emmanuelle, Kincaid, Klinkhammer, Larsen, Mitchell, Strobel, Von Haden, and Xiong. Nay: Council Member Werthmann.

## **BICYCLING**

The Council considered an ordinance amending Chapter 10.08.08 of the Code of Ordinances of the City of Eau Claire entitled “Bicycles. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Von Haden “to adopt the ordinance”. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Beaton “to amend the ordinance by adding Graham Avenue to the streets listed in Section 10.08.110, Riding on sidewalks, Paragraph 2 – Central Business District Area from the Eau Claire River to the south.” Said motion passed by unanimous voice vote. The Council then voted on the original motion to adopt the ordinance. Said ordinance was adopted by unanimous vote.

## **PARKING**

The Council had first reading on an ordinance amending Table VIII of the Code of Ordinances of the City of Eau Claire, entitled “Parking Prohibited,” by adding parking restrictions near intersections in the Historic Randall Park Neighborhood.

## **SEWER RATES**

The Council had first reading on an ordinance amending Chapter 15.04 of the Code of Ordinances of the City of Eau Claire entitled “Sewerage Service Charge” to increase the sewer user charges as proposed in the 2017 Operating Budget.

## **SPECIAL ASSESSMENTS - ALLEY REIMBURSEMENT**

The City Council had first reading on an ordinance amending Chapter 3.16 of the Code of Ordinances of the City of Eau Claire entitled “Special Assessments” and the Special Assessment Policy to create a program to pay the special assessments for alley improvements for income eligible property owners.

## **PAY PLAN AND PRACTICES & EMPLOYEE BENEFITS AND LEAVES PLAN**

The City Council had first reading on an ordinance amending the City of Eau Claire Pay Plan and Practices and an ordinance amending the City of Eau Claire Employee Benefits and Leaves Plan.

## **ADJOURNMENT**

A motion was offered by Council Member Werthmann and seconded by Council Member Klinkhammer “that this meeting does now adjourn without objection.” Said motion passed by unanimous consent.

Adjournment: October 25, 2016

Time: 5:40 p.m.

ATTEST:

/s/ Kerry J. S. Kincaid, President

/s/ Donna A. Austad, City Clerk